

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

ONTARIO A. DAVIS,

Plaintiff,

v.

BARBARA DELAP, SGT. NOVINSKA,
NURSE JANE DOE and
PETER HUIBREGTSE,

Defendants.

ORDER

10-cv-674-slc

Plaintiff Ontario Davis was allowed to proceed on his claim that Nurse Jane Doe violated his Eighth Amendment rights by failing to provide adequate medical care for his headaches and mouth pain. Now before the court is plaintiff's motion to compel the defendants to identify Nurse Jane Doe, dkt. # 40.

In response to the motion to compel defendant have identified Nurse Jane Doe as "Vicki Dorn, who was formerly employed by Premier Staffing Services". Therefore, plaintiff's motion to compel will be denied as moot.

However, now that Nurse Jane Doe has been identified, she needs to be served with the summons and complaint in this case. Assistant Attorney John R. Sweeney has informed plaintiff and the court that because Vicki Dorn is not a state employee, she would not be represented by his office. Therefore, the court will order the United States Marshal to serve defendant Vicki Dorn. After defendant Dorn has answered the complaint, plaintiff may serve her with discovery requests.

ORDER

IT IS ORDERED that plaintiff Ontario Davis's motion to compel is DENIED as moot.

IT IS FURTHER ORDERED that the summons and complaint be delivered to the United States Marshal for service on defendant Vicki Dorn.

Entered this 7th day of September, 2011.

BY THE COURT:

/s/

STEPHEN L. CROCKER
Magistrate Judge